

**PUBLIC NOTICE
ANDERSON COUNTY
FLORIDA TILE INDUSTRIES, INC.
Tentative Decision to Renew and Modify the Post-Closure Permit
EPA I.D. # KYD 045 735 305**

The Kentucky Environmental and Public Protection Cabinet (The Cabinet), Division of Waste Management (KDWM), has tentatively decided to renew the Post-Closure Hazardous Waste Permit for Florida Tile Industries, Inc. (Florida Tile) to manage hazardous waste disposed in a landfill. Florida Tile is located at 1247 Alton Road, Anderson County, Kentucky. The site contact is John Wilson, who may be reached at (502) 839-6911.

Why does Florida Tile need a permit from the Division? Treatment and disposal of hazardous waste requires a post-closure permit in accordance with state and federal regulations. Prior to 1986, Florida Tile treated lead-bearing wastes in a surface impoundment on their property. After waste treatment activities ceased, the company solidified the waste and capped the landfill. In addition, the company installed groundwater monitoring wells around the downgradient perimeter of the landfill. The company has routinely obtained groundwater samples from the wells and has not detected a release from the landfill. In 1994, the facility was issued a Post-Closure Permit by KDWM to legally enforce and guide maintenance and monitoring of the closed landfill and to require corrective action of other identified waste impacted areas on the property. All of these areas were remediated in 2000 and 2002. This public notice also serves to make the public aware that land use restrictions as proposed in the approved Corrective Measures Implementation are not required due to a subsequent passage of cleanup regulations. The new regulations resulted in a less stringent allowable concentration of lead in soil. The proposed renewal of the Post-Closure Permit will continue to guide groundwater monitoring and cap maintenance of the landfill.

Florida Tile has remediated all Areas of Concern and Solid Waste Management Units in accordance with the approved cleanup plans. Given this fact, KDWM is changing the facilities required post-closure liability assurance for sudden occurrences to zero, and nonsudden occurrences to \$500,000 per occurrence with \$1,000,000 annual aggregate pursuant to KRS 224.46-520(3)(c) and 401 KAR 34:120 section 4.

How can I tell the Division what I think about this tentative decision? The Cabinet encourages public involvement and welcomes comments. Anyone wishing to comment on this tentative decision should submit comments to the Cabinet on or before **September 10, 2005**, the close of the public comment period. Electronic comments should be submitted to Dede.Grisham@ky.gov or mailed to: Branch Manager, Hazardous Waste Branch, Division of Waste Management, 14 Reilly Road, Frankfort, KY 40601, (502) 564-6716.

Where can I review the documents used to make this tentative decision?

Anderson County Public Library, 114 North Main Street, Lawrenceburg. The library contact person is Jeff Sauer, who may be reached at (502) 839-6420.

Division of Waste Management, 14 Reilly Road, Frankfort, KY 40601, ATTN: Maria Wood. Contact Ms. Wood by writing to her at the above address or by calling (502) 564-6716, ext. 636, or by fax, (502) 564-9232.

What will the Division do with the comments they receive?

The Cabinet will consider all comments, received by the close of the public comment period, in making a final decision. Anyone submitting comments will be mailed a “response to public comments,” document specifying any changes made or not made (with the reasons why) as a result of the comment(s) submitted.

Any person aggrieved by the final decision may file a petition with the Cabinet, which sets forth the grounds of the objection and demands a formal hearing pursuant to KRS 224.10-420(2). This type of hearing is held before a hearing officer. All parties are advised to have legal counsel present.

The Kentucky Division of Waste Management does not discriminate on the basis of race, color, national origin, sex, religion, age, sexual orientation, gender identity, ancestry, veteran status or disability. The Division provides, on request, reasonable accommodations necessary to afford an individual with a disability an equal opportunity to participate in all services, programs and activities. To request alternative formats for printed information, and/or to be placed on the Hazardous Waste Branch’s mailing list to receive relevant updates on this matter, contact DeDe Grisham at (502) 564-6716, ext. 163.